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SCOTT A. STINEBRUNER  
DAVID H. BRINKMAN  
BEVERLY A. LYMAN, PH.D.  
KRISTI L. DAVIDSON

OF COUNSEL  
JOHN D. POFFENBERGER  
THOMAS W. FLYNN

2700 CAREW TOWER  
441 VINE STREET  
CINCINNATI, OHIO 45202-2917  
TELEPHONE: 513-241-2324  
FACSIMILE: 513-241-6234  
EMAIL: info@whepatent.com  
PATENT, TRADEMARK, COPYRIGHT  
AND UNFAIR COMPETITION LAW  
AND RELATED LITIGATION

EDMUND P. WOOD 1923-1968  
TRUMAN A. HERRON 1935-1976  
EDWARD B. EVANS 1936-1971

JOSEPH R. JORDAN  
C. RICHARD EBY  
DAVID E. PRITCHARD  
J. DWIGHT POFFENBERGER, JR.  
KATHRYN E. SMITH  
P. ANDREW BLATT, PH.D.  
DAVID E. JEFFERIES  
WILLIAM R. ALLEN, PH.D.  
JOHN PAUL DAVIS  
DOUGLAS A. SCHOLER  
BRETT A. SCHATZ  
DAVID W. DORTON  
SARAH OTTE GRABER  
STEVEN W. BENINTENDI, PH.D.  
RANDALL S. JACKSON, JR.  
TECHNICAL ADVISORS  
HENRY M. LABODA, PH.D.

January 4, 2006

**FACSIMILE COVER SHEET**

To: Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
  
Fax: 571-273-8300

From: David E. Jefferies  
  
Re: **Response to Restriction Requirement**  
Application Serial No. 10/645,977  
Filed August 22, 2003  
**PHENYLEPHRINE TANNATE,  
PYRILAMINE TANNATE AND  
DEXTROMETHORPHAN TANNATE  
SALTS IN PHARMACEUTICAL  
COMPOSITIONS**  
Jeffrey S. Kiel et al.  
Our File: PEDI-16

Pages: 3 (including cover sheet)


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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Serial No.: 10/645,977  
Filing Date: August 22, 2003  
Applicants: Jeffrey S. Kiel, et al.  
Title: PHENYLEPHRINE TANNATE, PYRILAMINE TANNATE, AND  
DEXTROMETHORPHAN TANNATE SALTS IN PHARMACEUTICAL  
COMPOSITIONS  
Art Unit: 1614  
Examiner: Leslie A. Royds  
Conf. No.: 8380  
Atty. Docket: PEDI-16

Cincinnati, Ohio

January 4, 2006

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO RESTRICTION REQUIREMENT**

Sir:

This paper is responsive to the Office Action mailed on December 5, 2005.

The Examiner stated in the Office Action that this application contains claims directed to the following patentably distinct inventions: Group I, including claims 1-21 and 53, drawn to a composition comprising phenylephrine, pyrilamine and dextromethorphan, classified in class 514, subclasses 289, 352 or 63, for example, and Group II, including claims 22-52, drawn to a manufacturing process for a composition

Application Serial No. 10/645,977  
Response dated January 4, 2006  
Reply to Office Action dated December 5, 2005

comprising phenylephrine, pyrilamine and dextromethorphan, classified in class 424, subclass 441, for example.

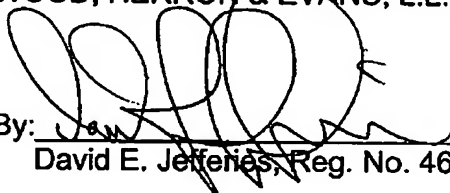
Applicants hereby elect the claims of Group I with traverse. Group I includes claims 1-21, and 53.

No fee is believed due. However, if any fee is deemed necessary in relation to this communication, the Commissioner is authorized to charge such fee(s) to Deposit Account No. 23-3000.

The Examiner is invited to contact the undersigned attorney with any questions or remaining issues.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

By:   
David E. Jennings, Reg. No. 46,800

Wood, Herron & Evans, L.L.P.  
2700 Carew Tower  
Cincinnati, Ohio 45202  
(513) 241-2324 (voice)  
(513) 241-6234 (facsimile)